

APPROVED

**BOARD OF DENTISTRY
MINUTES OF BOARD MEETING**

Friday, May 16, 2003

**Department of Health Professions
6603 West Broad Street
Richmond, Virginia 23230-1712
Conference Room 4**

CALL TO ORDER: A meeting of the Virginia Board of Dentistry was called to order at 9:15 a.m.

PRESIDING: Trudy Levitin, R.D.H., Vice-President

MEMBERS PRESENT: Michael J. Link, D.D.S.
Gopal S. Pal, D.D.S.
Deborah Southall, R.D.H.
Robert Winters, Esquire
Darryl Lefcoe, D.D.S

MEMBERS ABSENT: James D. Watkins, D.D.S.
Harold S. Seigel, D.D.S.
Nora M. French, D.M.D.
Gary Taylor, D.D.S.

STAFF PRESENT: Sandra K. Reen, Executive Director
JeAnne Marshall, Administrative Assistant
Bob Nebiker, Director DHP
Elaine Yeatts, Senior Policy Analyst
Gail Jaspen, Chief Deputy Director

COUNSEL PRESENT: Howard Casway, Assistant Attorney General

QUORUM: With six members of the Board present, a quorum was established.

PUBLIC COMMENT: None.

APPROVAL OF MINUTES: On a properly seconded motion by Ms. Southall, the Board moved to approve the Minutes of the General Board Meeting and Public Hearing of April 4, 2003, which carried unanimously.

**HEALTH PRACTITIONER
INTERVENTION PROGRAM** Ms. Elinore McCance-Katz, Medical Director, presented herself and gave an overview of the new monitoring program for HPIP. Ms. McCance-Katz explained the new structure of the program for providing monitoring services to impaired

health care practitioners to assist in the recovery process.

**LEGISLATION AND
REGULATION:**

Regulatory Update: Ms. Yeatts reported on the status of the following regulations :

- **General Supervision:** Ms. Yeatts distributed and discussed a summary of comments on the proposed regulations governing the practice of dentistry and dental hygiene from the Virginia Dental Hygienist Association, the Virginia Poverty Law Center and the Virginians for Improving Access to Dental Care. Ms. Yeatts informed the Board is required by the Administrative Process Act to send a summary of comments to the commenters five days prior to the Board's adoption of a final regulation.

Ms. Yeatts informed the Board that the emergency regulations governing general supervision will expire on July 18, 2003. She informed the Board if the emergency regulation has expired and the final regulation is not in effect then the Board will convert back to the current regulations; there will be no regulation permitting general supervision for dental hygienists. The Board instructed the Executive Director to issue a notice to all licensees about the general supervision regulations if the May 30 deadline for filing with the Registrar is not met.

Ms. Yeatts reviewed needed changes to 18 VAC 60-20-200 and 18 VAC 60-20-220. **On a properly second motion by Ms. Southall the Board unanimously voted to adopt the proposed final regulations as amended.**

- **Conscious Sedation-Tennessee:** Ms. Reen advised that Dr. Taylor has asked the Board to review the rules recently adopted by the Tennessee Board of Dentistry addressing conscious sedation. Dr. Taylor feels this will assist the Board in the next stage of development of Virginia's regulations.

BOARD DISCUSSION:

Letter from Virginia Dental Hygienist Association: The Board referred the request for a task force to the Regulatory-Legislative Committee for discussion.

Letter from Dr. Burns-Conscious Sedation: Ms. Reen explained to the Board that Dr. Burns is concerned that he has not been allowed to address his issue on conscious sedation to the Board and she provided a copy of her response to him.

Letter from Michael D. Silverman: Mr. Silverman of the Dental Organization for Conscious Sedation (DOCS) has requested the Board send two members to the upcoming seminar on July 25-27, 2003 in Philadelphia, PA. The Board declined to designate representatives to attend this seminar.

Western Regional Examining Board Survey: The Board reviewed the WREB survey. The Board expressed that there is a need for skills assessment, but additional information from WREB on what they are proposing is needed before completing the survey. The Board has asked Ms. Reen to request the additional information.

Letter from Daniel M. Laskin, D.D.S., M.S.: Dr. Laskin, VCU faculty member asked for clarification from the Board in regard to volunteering his services at the Harris Clinic (free clinic). Mr. Casway stated that Dr. Laskin is not eligible for a volunteer exemption but could participate as a faculty member representing the MCV School of Dentistry.

Letter from American Safety & Health Institute: The Board referred this request to the Continuing Education Committee to make a recommendation.

Letter from Brian Suh: Mr. Suh has asked the Board for permission to take the SRTA exam for the fourth time without remedial course work. Following discussion, the Board asked Ms. Reen to call Laura Slaughter, Executive Director of STRA to obtain more information on Mr. Suh's exam results then forward all the information to Dr. Taylor for his decision.

SRTA – Ft. Lauderdale, FL: Ms. Reen reported that the SRTA, annual meeting will be held in Florida on July 30 through August 3, 2003. She advised that she must make a request to the Director for approval for nine Board members, Executive Director and Legal Counsel to attend. Ms. Southall made a motion which was properly seconded by for submission of the request for voting board members and designated staff to attend. The motion carried.

AADE Meeting-San Francisco, CA: Ms. Reen reported the AADE meeting will be held in October, 2003. Dr. Link made a motion which was properly seconded, that a request for attendance for two dentists, one hygienist, legal counsel and the executive director be submitted. The motion carried unanimously.

ADJOURNMENT

With all business concluded, the Board adjourned at 11:42 a.m.

Trudy Levitin, R.D. H, Vice-President

Sandra K. Reen, Executive Director

Date

Date